

AMENDMENT NO. _____ Calendar No. _____

Purpose: To exempt parties from the pleading requirements for patent infringement actions if the alleged infringement would likely result in the loss of jobs.

IN THE SENATE OF THE UNITED STATES—114th Cong., 1st Sess.

S. 1137

To amend title 35, United States Code, and the Leahy-Smith America Invents Act to make improvements and technical corrections, and for other purposes.

Referred to the Committee on _____ and
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. COONS

Viz:

1 On page 5, strike lines 14 through 16 and insert the
2 following:

3 “(f) EXEMPTIONS.—Subsection (a) shall not apply to
4 a civil action that—

5 “(1) includes a claim for relief arising under
6 section 271(e); or

7 “(2) is brought by a party that certifies that it
8 holds a good faith belief, based on publicly available
9 information and any other information known to the
10 party, that the alleged infringement, if not remedied

- 1 in a timely manner, will result in the loss of at least
- 2 20 full-time manufacturing or research-related jobs.